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Attorneys for Plaintiff, Confederated Tribes
of the Goshute Reservation

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA
SOUTHERN DIVISION

CENTER FOR BIOLOGICAL DIVERSITY, et al.

Plaintiffs,

v.

UNITED STATES BUREAU OF LAND MANAGEMENT; and
UNITED STATES DEPARTMENT OF THE INTERIOR,

Defendants.

WHITE PINE COUNTY, et al.,

Plaintiffs,

v.

UNITED STATES BUREAU OF LAND MANAGEMENT, et al.,

Defendants.

Case No.
2:14-cv-00226-APG-VCF
(Consolidated 2:14-cv00228)

**MOTION TO WITHDRAW AS
COUNSEL OF RECORD ON
BEHALF OF CONFEDERATED
TRIBES OF THE GOSHUTE
RESERVATION;
MEMORANDUM AND
DECLARATION IN SUPPORT;
[PROPOSED] ORDER**

[NO HEARING REQUESTED]

1 Rovianne A. Leigh, Esq., Scott W. Williams, Esq. and Curtis G. Berkey, Esq.,
2 individually and collectively (“undersigned Counsel”) respectfully move this court for an order
3 permitting them to withdraw as counsel for Confederated Tribes of the Goshute Reservation
4 (“CTGR”), in the above captioned matter, pursuant to Local Rule IA 11-6, S.C.R 46, and
5 N.R.P.C 1.16 (b)(1) and (7).
6

7 This Motion is made and based upon the Memorandum of Points and Authorities
8 submitted herein, the Declaration of Counsel, attached hereto, the pleadings and papers on file
9 herein, and any argument adduced at the hearing of this Motion to Withdraw as Counsel of
10 Record.
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12 Dated this 20th day of November, 2018.
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14 Respectfully submitted,

15 **BERKEY WILLIAMS LLP**

16 /s/ *Rovianne A. Leigh*

17 _____
18 Rovianne A. Leigh, *pro hac vice*
19 Curtis G. Berkey, *pro hac vice*
20 Scott W. Williams, *pro hac vice*

21 Attorneys for Plaintiff Confederated
22 Tribes of the Goshute Reservation
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2 **MEMORANDUM OF POINTS AND AUTHORITIES**

3 Undersigned Counsel were retained as co-counsel to represent CTGR's water rights
4 interest in the above-captioned matter. Local Rule IA 11-6 (b) provides that "no attorney may
5 withdraw after appearing in a case except by leave of court after notice served on the affected
6 client and opposing counsel." CTGR has been notified of undersigned Counsels' intent to
7 withdraw from this case. Additionally, the opposing counsel in this case will receive notice of
8 this Motion to Withdraw via the CM/ECF system, pursuant to the certificate of service attached
9 herein.
10

11 Local Rule IA 11-6 (e) provides that "no withdrawal... shall be approved if delay of
12 discovery, the trial or any hearing in the case would result." Here, no delay of any kind
13 will result from undersigned Counsels' withdrawal, because CTGR is also represented in this
14 matter by co-counsel Paul C. Echo Hawk, Echo Hawk Law Office, P.O. Box 4166, Pocatello,
15 Idaho 83205, Telephone: (208) 705-9503, Facsimile: (208) 904-3878, Email:
16 paul@echohawklaw.com. Undersigned Counsels' withdrawal will not prejudice any party or
17 delay any proceeding in this matter.
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20 For all these reasons, we respectfully request this Court grant this Motion.

21 Dated this 20th day of November, 2018.

22 Respectfully submitted,

23 **BERKEY WILLIAMS LLP**

24 */s/ Rovianne A. Leigh*

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Rovianne A. Leigh, *pro hac vice*
Curtis G. Berkey, *pro hac vice*
27 Scott W. Williams, *pro hac vice*

28 Attorneys for Plaintiff Confederated
Tribes of the Goshute Reservation

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1. I am an attorney at law admitted to practice in all courts of the State of California and Hawaii. I and my colleagues, Scott W. Williams and Curtis G. Berkey, are admitted *pro hac vice* in the State of Nevada for the express purpose of the representing the interests Confederated Tribes of the Goshute Reservation in this litigation.

3. I represented CTGR, in the above-referenced matter from the filing date of the instant complaint. This matter was concluded on August 23, 2017, when this Court issued its Order regarding Summary Judgment.

5. I notified CTGR by letter dated October 18, 2018, of our intent to file our motion to withdraw on or about November 15, 2018, if no objection was received. CTGR confirmed receipt, and did not object.

MOTION TO WITHDRAW; MEMORANDUM AND DECLARATION IN SUPPORT;
[PROPOSED] ORDER – CASE NO. 14-CV- 00226 APG-VCF

1
2 **ORDER**

3 **IT IS SO ORDERED.**

4 The Motion to Withdraw as Counsel of Record on behalf of Confederated Tribes
5 of the Goshute Reservation filed by Rovianne A. Leigh, Curtis G. Berkey and Scott W.
6 Williams, is hereby granted.
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9 Dated: 11-30-2018



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United States Magistrate Judge
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CERTIFICATE OF SERVICE

I hereby certify that on November 20, 2018, I caused a true and correct copy of the
*MOTION TO WITHDRAW AS COUNSEL OF RECORD ON BEHALF OF CONFEDERATED
TRIBES OF THE GOSHUTE RESERVATION; MEMORANDUM AND DECLARATION IN
SUPPORT; [PROPOSED] ORDER* to be served in the following manner:

ELECTRONIC SERVICE: Pursuant to LR 5-1, IC 4-1 (d) and Special Order 109 of the
United States District Court for the District of Nevada, the above-referenced document was
electronically filed and served on the parties through the Notice of Electronic Filing
automatically generated by this Court.

/s/ Rovianne A. Leigh

Rovianne A. Leigh